

---

## ***Public Utilities Commission of the State of California***

*William Ahern, Executive Director*

### Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

### Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

---

### **Daily Calendar Monday, May 17, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

**Summaries of Decisions and Resolutions for the Commission Meeting of April 22, 2004 are included in this calendar.**

---



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
toll-free: 1-866-849-8390  
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

May 27, 2004	10 am	San Francisco
June 9, 2004	10 am	San Francisco
July 8, 2004	10 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

May 24, 2004	1:30 pm	San Francisco
June 7, 2004	1:30 pm	San Francisco
July 2, 2004	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**NONE**

---

**NOTICES****Central Files Revised Office Hours**

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION****Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
E-mail: pol@cpuc.ca.gov

### COMMISSIONER OFFICE HOURS

June 4, 2004  
10 am – 3 pm

Commissioner Geoffrey Brown

Los Angeles CPUC Office  
320 West Fourth Street, Suite 500  
Los Angeles

For further information or to make an appointment, please contact Norm Carter at 1-866-849-8391.

### PUBLIC MEETING & WORKSHOPS

#### **Public Meeting – Low Income Oversight Board (LIOB) Meeting By Teleconference With One Board Member At Each Public Satellite Location**

May 17, 2004  
2 pm - 4 pm

Board Member Carl Wood  
CA Public Utilities Commission  
505 Van Ness Avenue, Room #5209  
**San Francisco**  
Information Contact:  
Dolores Montellano  
(415) 703-2283

Board Member Tim Dayonot  
Department of Community Services and Development  
700 N. 10<sup>th</sup> Street, Room 258  
**Sacramento**  
Information Contact:  
Dawn Chambers  
(916) 341-4263

Board Member Maria Juarez  
Community Action Partnership Riverside County  
2038 Iowa Avenue, Suite B-102  
**Riverside**  
Information Contact:  
Shelley Plumlee  
(909) 955-4900

Board Member Alan Woo  
Community Action Partnership of Orange County  
12640 Knott Street  
**Garden Grove**  
Information Contact:  
Marilene Panal  
(714) 897-6670, Ext. 3400

Board Member Paul White  
1920 Mariposa Mall, Suite 300  
**Fresno**  
Information Contact:  
Lola Mireles  
(559) 263-1025

Board Member Yole Whiting

	<p><i>San Diego Gas &amp; Electric Company.</i>  8335 Century Park Court  Bldg. 1 - 2<sup>nd</sup> Floor  Conference Room 12-516  <b>San Diego</b>  Information Contact:  Gloria Saporito  (858) 654-1231</p> <p><i>Board Member Janine Scancarelli</i>  Folger Levin &amp; Kahn LLP  275 Battery Street, 23<sup>rd</sup> Floor  <b>San Francisco</b>  Information Contact:  Tricia Verbick  (415) 365-7477</p> <p><i>Board Member Ron Garcia</i>  Reliable Energy Mgmt. Inc.  6250 Paramount Boulevard  <b>Long Beach</b>  Information Contact:  Eva Martinez  (562) 984-5511</p> <p><i>Board Member Ortensia Lopez</i>  El Concilio of San Mateo  1419 Burlingame Avenue, Suite N  <b>Burlingame</b>  Information Contact:  Carol Hatten  (650) 373-1095</p>
--	--

The Low Income Oversight Board (LIOB) will meet to discuss, review and decide on:

Approval of previous minutes; review recent CPUC rulings; Implementation of Family Electric Rate Assistance Program (FERA); a Needs Assessment Study update; Status of Rapid Deployment; and an update on LIEE program deployment in rural areas where the home is heated with an Investor Owned Utility (IOU) fuel but there are combustion appliances in the living space that use a non-IOU fuel source. Review of Air Conditioning for Zone 10. LIOB will also review recent CPUC rulings, discuss pending CPUC orders and potential LIOB comments on any draft orders, the development of water utility low-income programs, new business, and agenda planning for future meetings.

This is a public meeting. Interested parties may attend in person at any of the above locations or may teleconference in. Wheelchair accessibility varies by site and can be determined by calling the above information contacts at the above locations. Parties who need directions may also call the above information contacts for directions or other site-specific information.

**Teleconference Information:** To use this option, please call 1-866-687-1443 and then dialing pass code 737358#. We ask any participants who wish to use this teleconference service to refrain from any additional sounds, such as, music on hold, background noises, as it interferes with the meeting attendees. If necessary, please use the mute function on your phone or disconnect from the call and reconvene at a more convenient time.

**Resource Adequacy Workshop (R01-10-024)**

<p><i>May 17, 2004</i>  10 am – 5 pm</p> <p><i>May 18, 2004</i>  9 am – 4 pm</p>	<p><i>California Public Utilities Commission</i>  505 Van Ness Avenue, Hearing Room  (Corner of Van Ness Avenue and Golden Gate)  <b>San Francisco</b></p>
--	--

These workshops will address the following resource adequacy issues:

1. Phase-in
    - (a) of 115% PRM (by 1/1/08)
      - (1) starting point
      - (2) interim benchmarks
    - (b) of 90% year ahead forward contracting obligation (implement for 2007 per FOF 19)
  2. DWR contracts
    - (a) implementation of FOF 22 ("full credit and value") per 2/13 ruling on workshop scope
    - (b) allocation to LSE's for purposes of 90% requirement
  3. Tagging
    - (a) capacity market generally within context of RA showing
    - (b) SVMG straw proposal
  4. Load Forecasting
    - (a) Procedures for determining which energy efficiency, demand response, and distributed generation programs should be assumed to be "committed" and how impacts are included within load forecast/ definition of "committed" resources
- Contact: Michelle Cooke, Administrative Law Judge, at (415) 703-2637 or [mlc@cpuc.ca.gov](mailto:mlc@cpuc.ca.gov).

**Public Meeting Notice - California High Cost Fund – A Administrative Committee**

May 19, 2004  
9:30 am

California Public Utilities Commission  
505 Van Ness Avenue, Room 3204  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

The CHCF-A Administrative Committee will hold a public meeting on the following items: 1) Introduction; 2) March 19, 2003 Meeting Minutes: Committee will review and approve March 19, 2003 meeting minutes prepared by TD; 3) Budget for 2004-05 submitted to CPUC Executive Director: Inform the Administrative Committee of the submission to the Executive Director of the TD proposed FY 2004-05 Budget on June 2, 2003 for public comment by the Vice-chairman; 4) Liaison Reports: a) Telecommunications Division (TD): Inform the Committee of the approval of the following: Resolution T-16784 on CHCF-A CY 2004 Support for the 17 small LECs and Resolution T-16793 on the CHCF-A FY 2004-05 Budget; b) Legal Division: Inform the Committee of Senate Bill 1276, Update the Committee on the issue of Conflict of Interest, and Remind Committee members that Conflict of Interest Form 700 was due on April 1, 2004. A copy of Form 700 is available at: [http://www.fppc.ca.gov/forms/Form700\\_03-04.pdf](http://www.fppc.ca.gov/forms/Form700_03-04.pdf), c) Information and Management Services Division (IMSD): Financial Report on the CHCF-A Fund; 5) Proposed FY 2005-06 Budget: Committee will review and approve the proposed FY 2005-06 Budget for submission to the Executive Director on June 1, 2004; 6) Public Comments; 7) Future Meeting Dates: The Committee will schedule meeting date for next year; and 8) Adjournment.

The contact person for this meeting is Geraldine V. Carlin at (415) 703-2114.

**Public Meeting Notice - California High Cost Fund - B Administrative Committee**

May 20, 2004  
10:30 am – 4:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Room 3212  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

The CHCF-B Administrative Committee will hold a public meeting on May 20, 2004 on the following items: 1) Introduction; 2) Public Comments; 3) Review and Approval of the Minutes of the Previous Meeting; 4) Liaison Staff Report; a. Administrative Committee Budget Update; b. Financial Report on the CHCF-B Fund; c. Liaison Report on what materials were used to prepare Telecommunication Division's draft expense budget for Fiscal Year 2005-06; d. Liaison Report on what level of support will be available to the Committee in preparing the Annual Report due October 1, 2004; e. Other Administrative Matters; 5) Budget Development; 6) Presentation from Legal Division regarding conflict of interest concerns and Statement of Economic Interests; 7) Discussion of how to make the Committee's recommendations duly recorded and noted with the Commission; 8) Discussion of legal representation for the CHCF-B Board; 9) Annual Report; 10) Announcements; 11) New agenda items for next meetings; and 12) Date(s) and time(s) for future meeting(s).

The contact person for this meeting is Ravi Kumra at (415) 703-2112.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

California Relay Service Advisory Committee (CRSAC)	6436 Oakdale Road
---	-------------------

May 20, 2004  
10 am – 1 pm

**Riverbank**

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Review of Minutes of the Previous Meeting, D. Review of Action List, E. CRS Contract Manager's Report, F. CRS Report, 1. Data Report – MCI, 2. Data Report – Sprint, 3. Speech-to-Speech Report, G. Telecommunications Division Report and General Program Status Update, II. Public Input, III. CRS-II Update and Discussion, IV. Member Reports, V. Future Meetings and Locations, VI. Adjournment

**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice/Public Meeting**

California Teleconnect Fund Administrative Committee  
May 21, 2004  
10 am – 3 pm

California Public Utilities Commission  
505 Van Ness Avenue, Training Room  
(Corner of Van Ness Avenue and McAllister Street)  
**San Francisco**

1. Introduction; 2. Public Comments; 3. Review and Approval of Previous Meeting Minutes; 4. Liaison Staff Report, a) Administrative Committee Budget Update, b) Status of CTF fund; 5. Budget Development; 6. Annual Report; Formation of Subcommittee; 8. Announcements; 9. Member Recommended Agenda Items: Carrier difficulties in receiving required e-rate information – J. Mondon; Appointment of subcommittee of school & library representatives; 10. New and Old Business: a) Criteria for new applications, b) appointment of subcommittee, c) Status of CTF 04-05 appropriation; and 11) Future Meeting Date and Time.

**Public Workshop Notice – RPS Least Cost Best Fit Workshop**

May 24, 2004  
10 am – 5 pm

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
**San Francisco**

May 25, 2004  
10 am – 5 pm

Parties in the Renewable Portfolio Standard (RPS) rulemaking (R.04-04-026) will be discussing the refinement and implementation of the Least Cost – Best Fit (LCBF) methodology presented in D.03-06-071. Included in the discussion will be the “California Renewable Portfolio Standard Renewable Generation Integration Cost Analysis,” prepared for the CEC and CPUC, which will be incorporated into the LCBF bid ranking process. A detailed agenda will be posted to the service list in advance of the workshop.

Contact: Dan Adler at (415) 355-5586 or dpa@cpuc.ca.gov with any questions.

**Workshop Notice Modification of the Rate Case Plan for Class A Water Utility General Rate Applications**

August 25, 2004  
10 am – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room 3104  
(Corner of Van Ness Avenue and Golden Gate)  
**San Francisco**

August 26, 2004  
9 am – 4 pm

September 14, 2004  
10 am – 4 pm

September 29, 2004  
10 am – 4 pm

September 30, 2004  
9 am – 4 pm

October 20, 2004 10 am – 4 pm	
October 21, 2004 9 am – 4 pm	

The Water Division is hosting a continuation Workshop August 25 and 26, 2004; September 14, 29, and 30, 2004; and October 20 and 21, 2004, to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

The purpose of the workshop is two fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and;

To discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at <http://www.cpuc.ca.gov>. (Go to the "Regulated Areas," select "Water" and scroll down to "Helpful Links".)

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390 ([ptl@cpuc.ca.gov](mailto:ptl@cpuc.ca.gov)).

---

**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

***Draft Resolution Authorizing Vessel Common Carriers To Temporarily Adjust Fares And Rates Available For Public Review And Comment***

A draft resolution (TL-19042) of the Consumer Protection and Safety Division that gives vessel common carriers (VCCs) temporary authority to adjust their passenger fares and freight rates without specific Commission authorization will be on the June 9, 2004, Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on Resolution TL-19042, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

The resolution was drafted in response to a request made on behalf of Blue & Gold Fleet, L.P., Angel Island-Tiburon Ferry, Inc., and Catalina Freight Line for the Commission to authorize VCCs to assess a surcharge to offset significant increases in fuel prices. The resolution would authorize VCCs for a 180-day period to raise their fares and rates as much as 15% above their currently authorized fares and rates.

The draft resolution is available for review and comment. A copy may be obtained from, and any subsequent written comments should be submitted to:

Paul Wuerstle, Manager  
CPSD – Transportation Enforcement Branch  
California Public Utilities Commission  
505 Van Ness Avenue, 2<sup>nd</sup> Floor  
San Francisco, CA 94102  
Telephone: (415) 703-2183

An original and two copies of comments must be received by the Consumer Protection and Safety Division by May 27, 2004. Comments shall be limited to five pages in length and shall focus on factual, legal, or technical errors in the proposed resolution.

---

This alternate to draft resolution T16818 differs from the proposed resolution in one significant way: It affirms and maintains the Telecommunications Division's policy as adopted in previous resolutions to use the "non-recurring burden test" to permit the discounting or waiver of non-recurring charges when the service provided covers costs. As a consequence, this resolution does not trigger immediate \$56 million in price increases for SBC's telecommunications services which were approved previously through use of the "burden test" is available at the Commission's web site:

[http://www.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/36560.htm](http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/36560.htm)

[http://www.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/36559.htm](http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/36559.htm). (cover letter)

Contact person: Karen Miller @ (415) 703-3073 or knr@cpuc.ca.gov,

Tim Sullivan @ (415) 703-5462 or tjs@cpuc.ca.gov

---

#### NEW FILINGS

- 5/10/04      **A04-05-021** - Southern California Edison Company (U 338-E), for Authorized Capital Structure, Rate of Return on Common Equity, Embedded Cost of Debt and Preferred Stock, and Overall Rate of Return for Utility Operations for 2005.
- 5/12/04      **A04-05-023** - Pacific Gas and Electric Company, for authority to True-up its Cost of Capital for 2004 and to Establish its Authorized Cost of Capital for 2005.
- 5/13/04      **C04-05-022** - Lariat Corporation vs. Grand View Properties, Inc., for ignoring Complainant's requests for service, charging authorized service connection fee, and operating without the Commission's authorization.
- 

#### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

- 5/14/04      **A03-02-010** – San Jose Water Company (U 168-W), to borrow funds under the Safe Drinking Water State Revolving Fund and to add a surcharge to water rates to repay the principal and interest on such loan; **Petition for Modification of Decision 03-07-013 by San Jose Water Company.**
- 

#### DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS

- 3/14/04      **R01-10-024** - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. **Alternate Proposed Decision of Commissioner Carl Wood**
- 5/14/04      **R.00-02-004** - Order Instituting Rulemaking on the Commission's Own Motion to Establish Consumer Rights and Protection Rules Applicable to All Telecommunications Utilities. **Alternate Draft Decision of Commissioner Kennedy**
- 5/14/04      **A02-11-044** - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006; **Alternate Proposed Decision of Commissioner Geoffrey F. Brown.**
- 5/14/04      **R00-02-004** - Order Instituting Rulemaking on the Commission's Own Motion to Establish Consumer Rights and Consumer Protection Rules Applicable to All Telecommunications Utilities; **Alternate Proposed Decision of Commissioner Geoffrey F. Brown.**
- 5/14/04      **A02-11-017** - Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas Service and to Increase Rates and Charges for Gas Service Effective on January 1, 2003. (U 39 M);  
**I03-01-012** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices,



Service and Facilities of Pacific Gas and Electric Company;  
and;

**A02-09-005** - Application of Pacific Gas and Electric Company Pursuant to Resolution E-3770 for Reimbursement of Costs Associated with Delay in Implementation of PG&E's New Customer Information System Caused by the 2002 20/20 Customer Rebate Program. (U 39 E); **Alternate Proposed Decision of Commissioner Geoffrey F. Brown.**

---

### ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

05/05/04	Telecom 2930	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract ( <b>effective TBD</b> )
05/05/04	Telecom 314	TCG LOS ANGELES, Contract ( <b>effective TBD</b> )
05/06/04	Telecom 193	SOUTHWESTERN BELL COMMS SVCS., INC., Add MRC to select Consumer Plans ( <b>effective TBD</b> )
05/07/04	Telecom 2940	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract ( <b>effective TBD</b> )
05/07/04	Telecom 157	PACIFIC BELL, Extend promotional offering on Category II/III service - CompleteLink ( <b>effective TBD</b> )
05/07/04	Telecom 158	PACIFIC BELL, Extend promotional offering on Category III service - CompleteLink ( <b>effective TBD</b> )
05/11/04	Telecom 10854	VERIZON CALIFORNIA, INC., Service Withdrawal-Multi-Media Data Service (MMDS) ( <b>effective TBD</b> )
05/11/04	Telecom 10855	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
05/12/04	Telecom 947	SUREWEST TELEPHONE, Express contract ( <b>effective TBD</b> )
05/12/04	Telecom 10856	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
05/12/04	Telecom 10857	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
05/12/04	Telecom 10858	VERIZON CALIFORNIA, INC., Express contract ( <b>effective TBD</b> )
05/14/04	Water 126-W	APPLE VALLEY RANCHOS WATER COMPANY, Request to establish a tariff deviation agreement with the Town of Apple Valley for the irrigation of its James Woody Park. ( <b>effective TBD</b> )

---

**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

NONE

**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

NONE

**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Consumer Protection and Safety Division**

NONE

**MISCELLANEOUS TELECOMMUNICATION MATTERS**

NONE

**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

<b>5/11/04</b> ALJ Thorson	<b>A.03-10-017</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and <b>A.03-10-018</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and <b>A.03-10-019</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and <b>A.03-10-020</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and <b>A.03-10-021</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and <b>A.03-10-031</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System).
<b>5/11/04</b> ALJ Fukutome	<b>A.03-10-022 (Reasonableness Phase)</b> - Application of Southern California Edison Company (U 338-E) For Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003.
<b>5/14/04</b> ALJ Vieth	<b>A.03-10-006</b> - In the matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$15,377,000 or 19.34% in

2004; by \$6,642,000 or 6.98% in 2005; and by \$6,629,700 or 6.51% in 2006 in its Metropolitan Service Area.

---

#### ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED

ALJ Econome      **C.04-03-025** - City of San Diego, a Charter City, The Redevelopment Agency of the City of San Diego, a public entity, and Padres, L.P., a limited partnership, Complainants, vs. San Diego Gas & Electric Company, a California Public Utility, Defendant,  
**Prehearing Conference in San Diego held and concluded**

ALJ Thorson      **I.02-11-040** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Law and Motion Hearing held and no report given**

---

#### REMOVALS FROM CALENDAR

NONE

---

#### NEW SETTINGS

**6/29/04**  
10:00 a.m.  
ALJ Simon  
Comr Wood      **A.04-03-003 (PHC)** - Application of SAN TA CLARA VALLEY TRANSPORTATION AUTHORITY and SOBRATO INTERESTS III, a California limited partnership, for an Order Authorizing Convention of an Existing Private At-Grade Freight Railroad Crossing to a Public Crossing and Approving enhanced Safety Appliances and Procedures at the crossing, adjacent to Winchester Boulevard near State Route 85 located in the Town of Los Gatos, County of Santa Clara, State of California,  
**Commission Courtroom, San Francisco**

---

#### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**5/17/04**  
10:00 a.m.      NONE SCHEDULED

**5/24/04**  
10:00 a.m.      NONE SCHEDULED

**5/31/04**  
10:00 a.m.      NONE SCHEDULED

---

#### FINAL ORAL ARGUMENTS (FOA)

NONE

## HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

*(PHC) = Prehearing Conference*  
*(EH) = Evidentiary Hearing*  
*(PPH) = Public Participation Hearing*  
*(IAM) = Initial Arbitration Meeting*  
*(M) = Mediation*

*(ECP) = Expedited Complaint Procedure*  
*(OSC) = Order to Show Cause*  
*(WS) = Workshop*  
*(FPH) = Full Panel Hearing*  
*(AH) = Arbitration Hearing*

*(CA) = Closing Argument*  
*(LM) = Law & Motion*  
*(OA) = Oral Argument*

**5/18/04**  
 10:00 a.m.  
 ALJ Walker  
 Comr Wood  
**A.04-01-024 (EH)** - In the Matter of the Application of F. Patrick Flynn & Joyce H. Flynn to sell 100% of the Outstanding Stock of Mesa Crest Water Company (U-333-W) to California-Michigan Land and Water Company, which operates a Water System in Los Angeles County, pursuant to Public Utilities Code Sections 851 through 854,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

**5/18/04**  
 10:00 a.m.  
 ALJ O'Donnell  
 Comr Brown  
**A.04-02-026 (PHC)** - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,  
**Commission Courtroom, San Francisco**

**5/18/04**  
 10:00 a.m.  
 ALJ Prestidge  
 Comr Lynch  
**C.04-01-020 (EH)** - Almond Tree Hulling Co.; Arakelian Farms; Baugher Ranch; Beretta Property Management; Campos Brothers Farms; Central California Almond Growers Association; Central Valley Almond Association, Inc.; CF Koehe & Sons, Inc.; Dairyland Hullers; Farmers Cooperative; Harriet Baldwin; Harris-Woolf Almond Huller; Hashem Naraghi; Hilltop Circle L. Ranch; James M. Paiva; James R. Lewis Orchards Inc.; John Wynn; Minturn Almond Huller Co-OP, Inc.; North State Hulling Co-Op, Inc.; Pacific Almond Co.; Paramount Farms, Inc.; Paramount Farming Company; Parreira Almond Processing Co.; Peter D. Peterson; Stewart and Jasper Orchards; South Valley Farms; Strain Orchards; The Hulling Company, Inc.; TM Duche Nut Co. Inc.; Vernon Paddack; West Valley Hulling/Barry Baker; Xcel Shelling, LLC., Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,  
**Commission Courtroom, San Francisco**  
**(also May 19)**

**5/18/04**  
 10:00 a.m.  
 ALJ Thomas  
 Comr Wood  
**R.04-01-006 (PHC)** - Order Instituting Rulemaking on the Commission’s Proposed Policies and Programs Governing post-2003 Low-Income Assistance Programs,  
**Commission Courtroom, San Francisco**

**5/19/04**  
 10:00 a.m.  
 ALJ McKenzie  
 Comr Peevey  
**A.04-03-023 (PHC)** - In the Matter of the Application of California-American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Coronado District to increase revenues by \$352.9 or 2.86% in the year 2005, to decrease revenues by (\$43.1) or (0.34%) in 2006, and to decrease revenues by (\$28.4) or (0.22%) in 2007, and  
**A.04-03-024** - In the Matter of the Application of California-American Water Company (U 210-W) for an order authorizing it to change its rates for water service in its Village District to decrease revenues by (\$1,254.0) or (6.36%) in the year 2005, to decrease revenues by (\$24.9) or (0.13%) in 2006, and to increase revenues by \$4.7 or 0.03% in 2007,  
**Commission Courtroom, San Francisco**

- 5/20/04**  
10:00 a.m.  
ALJ Bushey  
Comr Brown  
**I.04-04-002 (PHC)** - In the matter of the Order Instituting Investigation and Order to Show Cause on the Commission's own motion into the operations and practices of Stanley King Chee Wong and Xiu Ping Cui, a partnership doing business as K & T Moving Co. and KW Moving, K & T Moving/K.W. Moving Inc., a California corporation, its Agent for Service of Process Stanley King Chee Wong, and ABC Moving, Inc., a California corporation, its President Su Fen Wu and its Manager Stanley King Chee Wong, Applicants/Respondents,  
**Commission Courtroom, San Francisco**
- 5/20/04**  
1:30 p.m.  
ALJ Thorson  
Comr Brown  
**I.03-10-038 (PHC)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**
- 5/24/04**  
9:00 a.m. to  
3:30 p.m.  
ALJ Thorson  
Comr Brown  
**I. 03-10-038 (EH)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**  
**(also May 25 – 26)**
- 5/25/04**  
10:00 a.m.  
ALJ Long  
Comr Wood  
**A.02-12-027 (PHC)** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and  
**A.02-12-028** - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and  
**I.03-03-016** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  
**Commission Courtroom, San Francisco**
- 5/25/04**  
10:00 a.m.  
ALJ Simon  
Comr Peevey  
**R.04-01-005 (WS)** - Rulemaking for the Purpose of Amending the Rules of Practice and Procedure to Include the Use of Electronic Mail to Serve Documents in Formal Proceedings before the Commission.  
**Commission Courtroom, San Francisco**
- 5/25/04**  
2:00 p.m. &  
6:00 p.m.  
ALJ Malcolm  
Comr Kennedy  
**A.03-03-043 (PPH)** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV: Viejo System Project,  
**Mission Viejo City Hall Council Chamber, 200 Civic Center, Mission Viejo, CA**
- 6/1/04**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also June 2 - 3)**

- 6/1/04**  
9:30 a.m.  
ALJ Long  
Comr Wood  
**A.02-12-027 (EH)** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and  
**A.02-12-028** - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and  
**I.03-03-016** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  
**Commission Courtroom, San Francisco**  
**(also June 2 – 4 and June 7 - 11)**
- 6/1/04**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.03-08-030 (EH)** – County of Los Angeles, Complainant, vs. Union Pacific Railroad Company, Defendant,  
**Commission Courtroom, San Francisco**
- 6/2/04**  
9:30 a.m.  
ALJ Simon  
Comr Kennedy  
**A.03-01-013 (EH)** - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and  
**A.03-07-049** - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and  
**A.03-07-050** - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code,  
**Commission Courtroom, San Francisco**  
**(also June 3 - 4)**
- 6/2/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-023 (ECP)** - African American CalWorks Coalition, Complainant, vs. SBC Pacific Bell, Defendant,  
**Commission Courtroom, San Francisco**
- 6/2/04**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (EH)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**  
**(also June 3 – 4; June 7 – 11; and June 14)**
- 6/4/04**  
2:00 p.m.  
ALJ Barnett  
**C.04-04-039 (ECP)** – Luis A. Alvarez, Complainant, vs. Southern California Edison Company, Defendant,  
**Fontana Police Department Meeting Room, 8353 Sierra Avenue (behind City Hall, Brown Building) Fontana, CA**
- 6/7/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**R.03-03-017 (EH)** - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and  
**I.03-03-018** - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and  
**C.00-01-017** - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,  
**Commission Courtroom, San Francisco**  
**(also June 8 – 11 at 9:30 a.m.)**
- 6/7/04**  
12:00 noon  
ALJ Barnett  
**C.04-04-021 (ECP)** - Cristina Berumen, Complainant, vs. Cingular Wireless, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

- 6/7/04**  
4:00 p.m. &  
7:00 p.m.  
ALJ Walker  
Comr Lynch  
**A.04-01-031 (PPH)** - Application of Southern California Edison Company (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues for Gas Service for Santa Catalina Island in 2005, and to Reflect That Increase in Rates,  
**CIRS Golf Course Conference Room, 1 Country Club Road, Avalon, CA**
- 6/8/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey  
**A.03-12-010 (EH)** - Application of San Diego Gas & Electric Company (U 902 E) for a Finding of Prudence Regarding its Power Procurement Activities, and for Approval of Expenses Recorded to the Electric Resource Recovery Account,  
**Commission Courtroom, San Francisco**  
(also June 9 at 9:00 a.m.)
- 6/8/04**  
10:00 a.m.  
ALJ Walker  
Comr Lynch  
**A.04-01-031 (EH)** - Application of Southern California Edison Company (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues for Gas Service for Santa Catalina Island in 2005, and to Reflect That Increase in Rates,  
**CIRS Golf Course Conference Room, 1 Country Club Road, Avalon, CA**  
(also June 9 – 11)
- 6/9/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-028 (ECP)** - RNM Properties, Complainant, vs. Pacific Bell Telephone Company, dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**
- 6/10/04**  
10:00 a.m. -  
12:00 p.m.  
ALJ Thorson  
Comr Brown  
**C.03-09-001 (PHC)** - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant, and  
**A.03-12-024** - In the Matter of the Application of The Casmite Corporation for a Certificate of Public Convenience and Necessity to Operate a Public Utility System Near Casmalia in the County of Santa Barbara and to Establish Rates for Service,  
**Commission Courtroom, San Francisco**
- 6/14/04**  
9:30 a.m.  
ALJ Duda  
Comr Peevey  
**R.93-04-003 (Verizon UNE Phase) (EH)** - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and  
**I.93-04-002** - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,  
**Commission Courtroom, San Francisco**  
(also June 15 - 18)
- 6/14/04**  
10:00 a.m.  
ALJ Brown  
Comr Lynch  
**A.02-05-046 (EH)** - In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station,  
**Commission Courtroom, San Francisco**  
(also June 15 – 18; June 21 – 25; and June 28 – 30)
- 6/15/04**  
2:00 p.m.  
ALJ Barnett  
Comr Wood  
**A.04-04-008 (PHC)** - Application of Southern California Edison Company (U 338-E) for Approval of Economic Development Rates,  
**Commission Courtroom, San Francisco**
- 6/16/04**  
10:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (EH) (Phase I. A)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**  
(also June 17 – 18; June 21 – 25; and June 28 – July 1) (Note: June 21 and 28 at 10:00 a.m. and the remaining days at 9:00 a.m.)

- 6/16/04**  
11:00 a.m.  
ALJ Econome  
Comr Brown  
**I.04-02-008 (TELEPHONIC - PHC)** – In the Matter of the Order Instituting Investigation on the Commission’s Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,  
**Commission Room 5113, San Francisco**
- 6/21/04**  
9:00 a.m. -  
3:00 p.m.  
ALJ Thorson  
Comr Brown  
**C.03-09-001 (EH)** - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant, and  
**A.03-12-024** - In the Matter of the Application of The Casmite Corporation for a Certificate of Public Convenience and Necessity to Operate a Public Utility System Near Casmalia in the County of Santa Barbara and to Establish Rates for Service,  
**Commission Courtroom, San Francisco**  
**(also June 22 – 25)**
- 6/29/04**  
10:00 a.m.  
ALJ Simon  
Comr Wood  
**A.04-03-003 (PHC)** - Application of SAN TA CLARA VALLEY TRANSPORTATION AUTHORITY and SOBRATO INTERESTS III, a California limited partnership, for an Order Authorizing Convention of an Existing Private At-Grade Freight Railroad Crossing to a Public Crossing and Approving enhanced Safety Appliances and Procedures at the crossing, adjacent to Winchester Boulevard near State Route 85 located in the Town of Los Gatos, County of Santa Clara, State of California,  
**Commission Courtroom, San Francisco**
- 7/1/04**  
11:00 a.m.  
ALJ Econome  
Comr Brown  
**I.04-02-008 (EH)** - In the Matter of the Order Instituting Investigation on the Commission’s Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 7/2/04**  
9:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (EH) (Phase I. B)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**  
**(also July 6 – 9) (Note: July 6 at 10:00 a.m. and the remaining days at 9:00 a.m.)**
- 7/19/04**  
10:00 a.m.  
ALJ Barnett  
Comr Kennedy  
**A.99-04-048 (EH)** - Application of Pacific Gas and Electric Company (U 39 M) for an Order Under Section 851 of the California Public Utilities Code to Sell and Convey Certain Limited Sole-Customer Public Utility Facilities, (U 39 M),  
**Commission Courtroom, San Francisco**  
**(also July 20)**
- 7/19/04**  
9:30 a.m.  
ALJ Mattson  
Comr Wood  
**A.00-07-013 (EH)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also July 20 – 23)**
- 7/20/04**  
9:00 a.m.  
ALJ Reed  
Comr Lynch  
**A.99-03-025 (EH)** - In the Matter of the Application of Roseville Telephone Company (U 1015 C) to Review Its New Regulatory Framework,  
**Commission Courtroom, San Francisco**  
**(also July 21 – 22)**
- 7/21/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**A.04-03-021 (EH)** - Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for 2005 and Backbone Level Service and Rates Starting January 1, 2005, as Required by Commission Decision 03-12-061,  
**Commission Courtroom, San Francisco**  
**(also July 22 – 23 and July 26 – 30)**



---

7/26/04 10:00 a.m. ALJ Thomas Comr Wood	<b>R.04-01-006 (EH)</b> - Order Instituting Rulemaking on the Commission's Proposed Policies and Programs Governing post-2003 Low-Income Assistance Programs, <b>Commission Courtroom, San Francisco</b> <b>(also July 27)</b>
8/23/04 10:00 a.m. ALJ O'Donnell Comr Brown	<b>A.04-01-009 (EH)</b> – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant, <b>Commission Courtroom, San Francisco</b> <b>(also August 24 – 27 and September 7 – 10) (Note: August 23 &amp; September 7 at 10:00 a.m. and the remaining days at 9:30 a.m.)</b>
9/27/04 10:00 a.m. ALJ McKenzie Comr Lynch	<b>I.00-03-001 (EH)</b> - Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility's installation of facilities in California for providing Telecommunications service, <b>Commission Courtroom, San Francisco</b> <b>(Also September 28 – October 1 and October 4 – 6)</b>
10/19/04 10:00 a.m. ALJ Galvin Comr Kennedy	<b>A.03-12-008 (EH)</b> - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds, <b>Commission Courtroom, San Francisco</b> <b>(also October 20)</b>

---

#### DECISION SUMMARIES

D04-04-033 04/19/2004	A.04-03-007	CHARTER FIBERLINK CA-CCVII, LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013 (Public Version). <b>Granted as set forth. This proceeding is closed.</b>
D04-04-034 04/19/2004	A.04-01-037	BRIDGCOM, LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted as set forth. This proceeding is closed.</b>
D04-04-035 04/19/2004	A.04-03-005	CHARTER FIBERLINK CA - CCO, LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013 (Public Version). <b>Granted as set forth. This proceeding is closed.</b>
D04-04-036 04/19/2004	A.02-04-010	WORLD WIDE COMMUNICATIONS, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013 and D97-06-107. <b>Dismissed with prejudice for failure to prosecute. This proceeding is closed.</b>
D04-04-037 04/19/2004	C.04-02-005	MASON-MCDUFFIE REAL ESTATE INC., dba PRUDENTIAL CALIFORNIA REALTY, vs. Pacific Bell Telephone Company, dba SBC California (U 1001-C), for the following orders: (1) For a finding that complainant does not owe to defendant the sum of \$82,053.00 or any other sum or at all; and (2) That defendant not disconnect any existing services despite said cancellation. <b>Dismissed with prejudice. The amount on deposit with the</b>

**Commission, \$82,053.00, shall be returned to the Complainant. This proceeding is closed.**

D04-04-038 04/22/2004	R.03-09-006	PUC - GAS, ELECTRICAL, TELECOMMUNICATIONS AND WATER UTILITIES, Order Instituting Rulemaking on the Commission's own motion for the purpose of considering policies and rules governing utility construction contracting processes. <b>Interim opinion. Changes proceeding respondents and grants motions for confidentiality.</b>
D04-04-039 04/22/2004	A.01-09-012	CITY OF SAN DIEGO, for an order authorizing modification of an existing at-grade crossing on three light rail vehicle tracks and one heavy rail track of the Metropolitan Transit Development Board, and one heavy rail track of the Burlington Northern and Santa Fe Railway Company, at Park Boulevard, in the City of San Diego, San Diego County, California. <b>Corrects errors in D03-12-018. This proceeding is closed.</b>
D04-04-040 04/22/2004	C.89-10-054	UTILITY DESIGN, INC. vs. Pacific Gas & Electric Company. <b>Closes the proceeding.</b>
D04-04-041 04/22/2004	A.03-01-034 A.03-01-035 A.03-01-036 A.03-01-037	CALIFORNIA WATER SERVICE COMPANY, (U 60-W), for an Order authorizing it to increase rates charged for water service in the PALOS VERDES District by \$2,832,600 or 12.1% in 2003; by \$1,267,300 or 4.8% in 2004; by \$1,305,500 or 4.8% in 2005; and by \$1,339,300 or 4.7% in 2006. (N03-01-030) (A03-01-034, A03-01-035, A03-01-036, A03-01-037 are consolidated per April 23, 2003 ruling.) <b>Approves a comprehensive settlement agreement.</b>
D04-04-042 04/22/2004	A.03-03-029	SAN DIEGO GAS & ELECTRIC COMPANY, (U 902-E), for authority to make various electric rate design changes, close certain rates, and revise cost allocation among customer classes effective January 1, 2004. <b>Approves a rate design settlement. This proceeding is closed.</b>
D04-04-043 04/22/2004	R.03-03-017 I.03-03-018 C.00-01-017	CPUC - GAS & ELECTRIC UTILITIES WHICH PROVIDE SERVICES TO MOBILE HOME PARKS, Order Instituting Rulemaking on the Commission's own motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D01-08-040. <b>Interim opinion. Approves the joint recommendation filed on November 20, 2003.</b>
D04-04-044 04/22/2004	A.04-01-003	LIGHTYEAR COMMUNICATIONS, INC. (U 5359-C), LIGHTYEAR TELECOMMUNICATIONS LLC (U 5671-C), LIGHTYEAR NETWORK SOLUTIONS, LLC, for authority pursuant to Public Utilities Code Section 851 to consummate a transfer of assets. <b>Granted as set forth. This proceeding is closed.</b>
D04-04-045 04/22/2004	A.03-11-001	CITY OF SAN LEANDRO, for authority to convert an existing private grade crossing at the intersection of Hudson Lane and the tracks of the Union Pacific Railroad Company to a public grade crossing. <b>Granted as set forth. This proceeding is closed.</b>
D04-04-046 04/22/2004	A.02-11-017 I.03-01-012	PACIFIC GAS AND ELECTRIC COMPANY, for authority, among other things, to increase revenue requirements for electric

	A.02-09-005	and gas service and to increase rates and charges for gas service effective January 1, 2003. <b>Grants request to delay filing of testimony on marginal costs, revenue allocation, and rate design.</b>
D04-04-047 04/22/2004	A.03-11-010	DIRECT TELEPHONE COMPANY, INC., for certificate of public convenience and necessity to provide resold and limited facilities-based competitive local exchange services throughout the service territories of Pacific Bell Telephone Company and Verizon California Inc. <b>Grants the requested authority subject to the terms and conditions as set forth. This proceeding is closed.</b>
D04-04-048 04/22/2004	A.03-12-003	ROMERO, DANIEL, dba TRES ESTRELLAS DE ORO, GUZMAN, JOSE, dba ASTRO BUS LINES, INC., for approval of the transfer by sale of the operating authority held by Seller in the passenger stage corporation certified 8790, from Seller to Buyer, pursuant to the provisions of the Public Utilities Code Section 851 et seq. <b>Granted as set forth. This proceeding is closed.</b>
D04-04-049 04/22/2004	A.04-02-004	IGOR SKORO, dba AAA AIRPORT-ONE-STOP SHUTTLE, BALBIR S. RANA, dba BAYEX AIRPORTER, Application for approval to transfer by sale Passenger Stage Corporation Certificate #14147 from Igor Skoro doing business as AAA Airport-One Stop-Shuttle to Balbir S. Rana doing business as Bayex Airporter pursuant to the provisions of Public Utilities Code Section 851. <b>Granted as set forth. This proceeding is closed.</b>
D04-04-050 04/22/2004	A.04-02-015	BALWINDER S. PATROLA, dba ROYAL SHUTTLE, GURPREET KAUR, dba ROYAL SHUTTLE, for approval of the transfer by sale of Passenger Stage Certificate #10568 and related assets from Balwinder S. Patrola doing business as Royal Shuttle to Gurpreet Kaur who will be doing business as Royal Shuttle. <b>Granted, as set forth. This proceeding is closed.</b>
D04-04-051 04/22/2004	A.04-02-012	SUBURBAN WATER SYSTEMS (U 391-W), for authority to issue, sell, and deliver its Series D First Mortgage Bonds not exceeding Fifteen Million (\$15,000,000) Dollars, principal amount. <b>Grants authority to issue debt securities. This proceeding is closed.</b>
D04-04-052 04/22/2004	R.01-05-047	CPUC, Order instituting rulemaking on the Commission's own motion to determine whether baseline allowances for residential usage of gas and electricity should be revised. <b>Grants PacifiCorp's petition to modify D04-02-057. This proceeding is closed.</b>
D04-04-053 04/22/2004	C.03-06-004	(ECP) CROSS, NANCY vs. Comcast Phone of California, LLC, for the return of the sum of \$102.24. <b>Denies complaint. The \$102.24 on deposit with the Commission shall be disbursed to Nancy Cross. This proceeding is closed.</b>
D04-04-054 04/22/2004	C.02-07-044	UTILITY CONSUMERS' ACTION NETWORK, The Utility Consumers Action Network (UCAN) vs. Pacific Bell Telephone Company (U 1001-C), AOL-Time Warner Inc., and DOES 1-100.

**The 12-month statutory deadline in this proceeding, which earlier was extended to July 31, 2004, is further extended to December 31, 2004.**

D04-04-055 04/22/2004	A.03-09-014	VERIZON CALIFORNIA INC. (U 1002-C), for authority pursuant to Public Utilities Code Section 851 to sublease office space to Humboldt Bancorp (Public Version). <b>Authorizes sublease of office space, as set forth. This proceeding is closed.</b>
D04-04-056 04/22/2004	A.03-12-015	PACIFIC GAS AND ELECTRIC COMPANY, for authorization pursuant to Public Utilities Code Section 851 to grant easements for installation, operation maintenance and use of domestic water wells. <b>Authorizes easements on utility property under Pub. Util. Code Section 851 for the construction of domestic water wells in Shasta County. This proceeding is closed. (Comr. Wood will file a dissent; and Comr. Lynch dissents).</b>
D04-04-057 04/22/2004	A.03-12-019	GREAT AMERICAN STAGELINE, INC., SANTA BARBARA AIRBUS, Application to sell and transfer ownership of operating authority in PSC-962 from Great American Stageline, Inc. to Santa Barbara Airbus, Inc. <b>Granted, as set forth. This proceeding is closed.</b>
D04-04-058 04/22/2004	A.04-01-030	SOUTH AND EAST AIRPORTER, INC., for authority to operate as a passenger stage corporation between points in the Counties of Alameda, San Mateo and Santa Clara, and the San Francisco, Oakland and San Jose International Airports; and to establish a Zone of Rate Freedom. <b>Granted, as set forth. This proceeding is closed.</b>
D04-04-059 04/22/2004	A.04-01-038	KARINE OSMANYAN, dba BEST WAY TRANSPORTATION SERVICE, for authority to operate as a Passenger Stage Corporation to provide on-call services within and between the Counties of Los Angeles, Orange, Ventura, San Bernardino and Riverside, and the following airports, namely, Los Angeles, Burbank, John Wayne (Orange), Ontario, Long Beach and Ventura; and to establish a Zone of Rate Freedom. <b>Granted, as set forth. This proceeding is closed.</b>
D04-04-060 04/22/2004	A.98-07-006 A.98-07-003 A.98-07-026	SAN DIEGO GAS & ELECTRIC COMPANY, for approval of consolidated changes in 1999 authorized revenue and revised rate components; the CTC rate component and associated headroom calculations, RGTCOMA balances; credit computations, disposition of various balancing/memorandum accounts; and electric revenue allocation and rate design changes. <b>Dismisses SCE's petition for modification of 99-06-058. A98-07-006 and A98-07-026 are closed, while A98-07-003 remains open.</b>
D04-04-061 04/22/2004	A.03-12-017	SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT (BART), for an order authorizing construction of an elevated structure crossing above BART tracks and the tracks of the Union Pacific Oakland Subdivision and Niles Subdivision. <b>Granted, as set forth. This proceeding is closed.</b>
D04-04-062 04/22/2004	A.03-12-004	CHINA TELECOM CORPORATION, for a certificate of public convenience and necessity to provide limited facilities-based and resold competitive local exchange and interexchange service.

**Granted as set forth. This proceeding is closed.**

D04-04-063 04/22/2004	A.04-03-019	FOCAL COMMUNICATIONS CORPORATION, CORVIS CORPORATION, for expedited ex parte approval of an indirect transfer of control pursuant to Sections 852 and 854 of the Public Utilities Code. <b>Authorizes transfer of control of Focal Communications Corporation to Corvis Corporation, including the transfer of the certificate of public convenience and necessity of Focal Communications Corporation of California and related transactions. This proceeding is closed.</b>
D04-04-064 04/22/2004	C.04-01-019	(ECP) AMAR, LUIS FERNANDO vs. Pacific Bell Telephone Company, dba SBC California, for wrongful charges in the amount of \$1,913.35. <b>Denies complaint. This proceeding is closed.</b>
D04-04-065 04/22/2004	I.01-08-029	PUC-SOUTHERN CALIFORNIA EDISON COMPANY, Initiates a formal investigation into the Southern California Edison Company's violations of General Orders 95, 128 and 165 (safety of electric distribution facilities and maintenance). The order details a number of incidents and a series of violations that span several years. <b>Fines Edison \$656,000 for violations of GO 95 and GO 128, and violations of GO 165. This investigation is closed. (Comr Lynch reserves the right to file a dissent; and Comr. Wood reserves the right to file a concurrence).</b>
D04-04-066 04/22/2004	A.03-10-022	SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E), for approval of its 2004 Revenue Requirement and related estimates under the Energy Resource Recovery Account (ERRA); and for a Commission Finding that its Procurement-related and other Operations were reasonable for the Record Period September 1, 2001 through June 30, 2003 (Public Version). <b>Interim Opinion. Resolves the forecast phase of SCE's energy resource recovery account application.</b>
D04-04-067 04/22/2004	A.03-07-027	SOUTHERN CALIFORNIA EDISON COMPANY, for an Order approving the Settlement Agreement between Southern California Edison Company (U 338-E) and Salton Sea Power Generation, L.P. et al. (Public Version). <b>Adopts settlement agreement. This proceeding is closed. (Comr. Lynch reserves the right to file an abstention statement; and Comr. Wood will file a dissent).</b>
D04-04-068 04/22/2004	A.00-02-039	METROMEDIA FIBER NETWORK SERVICES, INC., for Modification of its Certificate of Public Convenience and Necessity to Comply with the California Environmental Quality Act. <b>Imposes no penalty on MFNS due to the mitigating facts in the record. This proceeding is closed. (Comr. Kennedy reserves the right to file a concurrence; Comr. Lynch will file a dissent; and Comr. Wood reserves the right to file a dissent).</b>
D04-04-069 04/22/2004	A.02-11-007	SOUTHERN CALIFORNIA WATER COMPANY (U 133-W), for an order authorizing it to increase rates for water service by \$19,826,100 or 29.72% in the year 2003; by \$6,327,800 or 7.31% in the year 2004; and by \$6,326,200 or 6.81% in the year 2005 in its Region III Service Area and increased rates for the General Office Allocation in all of its Customer Service Areas in this Application including: Arden-Cordova, Bay Point, Clearlake, Los

Osos, Ojai, Santa Maria, Simi Valley and Metropolitan. **Grants petition to modify D04-03-039. (Comr. Lynch and Comr. Kennedy reserve the right to file a concurrence; and Comr. Brown reserves the right to join Comr. Kennedy's concurrence).**

D04-04-070 04/22/2004	A.03-05-039 P.03-05-040	<p>PROFESSIONAL BALLOON PILOTS ASSOCIATION OF NAPA COUNTY, INC., BOB ALLEN, dba CALISTOGA BALLOONS, JEANNE ANSON AND TOM SHARPEE, dba AEROSTATION CONSULTING, BOB BARBARICK, dba BALLOONS ABOVE THE VALLEY, MARK BOULET, dba BALLOONS OVER LAKE TAHOE, JOYCE BOWEN, dba BONAVENTURA BALLOON COMPANY, TERRY BULMAN, dba NAPA VALLEY DRIFTERS, CLOTAIRE AND SUSAN CASTANIER, dba BALLOON ABOVE THE DESERT, MIKE KIJAK, dba UP AND AWAY BALLOONING, INC., RUSTY AND CHERISE MANNING, dba A GRAPE ESCAPE, ERICK AND SYLVIE MOORE, dba GREAT AMERICAN BALLOON COMPANY, ELISE OSNER, dba SYRNIX BALLOON, CAROL ANN AND NIELSEN ROGERS, dba NAPA VALLEY ALOFT, INC., ALAN AND GEN SANDERSON, dba LINDAN HOT AIR SERVICE CENTER, BOB SCHAIBEL, dba PROFESSOR MULDOONS HOT AIR BALLOON, ED STEELE, dba SHASTA VALLEY BALLOONS, DON SURPLUS, dba NAPA VALLEY BALLOONS, W. SCOTT VAN DER HORST, dba SONOMA THUNDER, INC., TIEMO AND CONNI VON ZWECK., dba A SKYSURFER BALLOON COMPANY, for Ex Parte Approval of an Interim Alternative Plan for Protection of the Public pursuant to General Order 120-C, Sections 3(E) and 6. <b>Resolves petition by manned balloon operators to amend GO 120-C by (1) granting, as set forth, P03-05-040 for amendment of GO 120-C; and terminating and replacing by the amendment to GO 120-C, as set forth, the modified interim plan authorized in A03-05-039 by Interim Decision 03-07-047. These proceedings are closed. (Comr. Kennedy will file a concurrence).</b></p>
D04-04-071 04/22/2004	A.98-01-014 A.95-06-002 A.96-10-038 A.02-12-027 A.02-12-028	<p>SAN DIEGO GAS &amp; ELECTRIC COMPANY, for authority to implement a distribution performance-based ratemaking mechanism. <b>Clarifies D04-01-007 and denies rehearing.</b></p>
D04-04-072 04/22/2004	C.03-12-037	<p>CHENEY, GERALD, O'BRIEN - CHENEY, INC. vs. Pacific Gas and Electric Company (U 39-M), for an order that defendant relocate a joint power pole to the correct location at its own expense. <b>Dismissed. Directs the Commission's Fiscal Office to disburse \$2,250.00 to PG&amp;E from funds deposited with the Commission by complainants, Gerald Cheney and O'Brien-Cheney, Inc. The remainder of these funds on deposit with the Commission is to be disbursed to Gerald Cheney, in care of James D. Squeri, Attorney at Law. This proceeding is closed.</b></p>
D04-04-073 04/23/2004	C.03-07-040	<p>CITY OF ANAHEIM vs. Union Pacific Railroad Company, for an order that defendant expeditiously repair all unsafe crossings when</p>

required and to maintain such crossings in operable and safe condition. **Dismissed without prejudice. This proceeding is closed.**

D04-04-074 04/28/2004	C.01-01-043	UNIVERSAL STUDIOS, INC. vs. Southern California Edison Company, for an order that (1) Edison did not exercise reasonable diligence with respect to its scheduling of generation capacity for the day-ahead market on June 27, 2000, and for an order (2) excusing Complainant from the payment of any penalty for Complainant's refusal to curtail its load on June 27, 2000. <b>Denies complaint for refund of excess energy charges. This proceeding is closed.</b>
--------------------------	-------------	---

---

### SPECIAL RESOLUTIONS

4/8/04	T-16829	Verizon California, Inc. Requests authority to revise its Schedule Cal. P.U.C. nos. E-4 and K-5, to withdraw conference connection service due to the equipment vendor withdrawing support for parts, labor, and technical back up for repair and maintenance of the equipment needed to provide this service. <b>Granted as set forth.</b>
4/14/04	SX-63	Resolution apportioning railroad crossing protection maintenance costs between the railroads and the cities and counties. <b>Adopted as set forth in the appendices.</b>

### COMMISSION MEETING OF APRIL 22, 2004

Commissioners Present:  
**Michael R. Peevey, President**  
**Carl W. Wood**  
**Loretta M. Lynch**  
**Geoffrey F. Brown**  
**Susan P. Kennedy**

4/22/04	ALJ 176-3132	Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. <b>Adopted as set forth in the attachments.</b>
	E-3865	Advice Letter 2488-E of Pacific Gas and Electric Company (PG&E). Resolution approving a refund plan for PG&E to return an over-collection of revenue to electric customers through a bill credit, as required by D04-02-062. <b>Adopted as set forth.</b>
	G-3363	Pacific Gas and Electric Company (PG&E) Advice Letter (AL) 2502-G, AL 2503-G, and AL 2504-G, Southern California Gas Company (SoCalGas) AL 3318, and San Diego Gas & Electric Company (SDG&E) AL 1541-E/1416-G. Resolution approving PG&E's, SoCalGas' and SDG&E's filings for revisions to their tariffs to comply with D03-10-087 regarding accounting and ratemaking treatment of the El Paso Settlement proceeds. <b>Adopted with modifications. The protest to PG&amp;E's AL 2502-G, filed by the School Project for Utility Rate Reduction, is denied.</b>
	TL – 19041	Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code. <b>Adopted as set forth in the attachment.</b>

- W-4462 Advice Letter (AL) 1514, and AL 1515, AL 1517, AL 1532, and AL 1542 of California Water Service Company, Salinas and Bakersfield Districts. Resolution authorizing the acquisition of three water companies and rates for two of them, authorizing surcharges in the Salinas District to recover undercollections in purchased power balancing account producing additional annual revenues of \$394,707 or 5.1% for the Salinas District, and granting withdrawal of AL 1542. **Adopted as set forth.**
- W-4466 Lewiston Valley Water Company, Inc. - Sewer Service. Requests authority for an interim increase in rates, subject to refund, producing additional annual revenues of \$12,100 or 122% for test year 2004. **Granted as set forth in the appendix.**
- W-4467 Resolution establishing reserve subaccounts for purchased water, purchased power, pump tax and memorandum accounts for employee labor, payroll taxes, contract labor, and unanticipated repair costs. **Adopted as set forth.**

---

#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

---

#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

##### All-Party Meeting - R04-01-025

May 18, 2004 1 pm - 3 pm	California Public Utilities Commission 505 Van Ness Avenue, Auditorium (Corner of Van Ness Avenue and Golden Gate) <b>San Francisco</b>
-----------------------------	--

This notice is being sent to all parties of record in R04-01-025, Natural Gas OIR Phase I issues.

There will be an all-party meeting with Commissioner Wood, Steven Weissman, and Manuel Ramirez, advisors to Commissioner Wood.

All parties are invited to meet with Commissioner Wood on this matter. No individual meetings will be granted. RSVP with representative name(s), affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please call Dolores Montellano at 415-703-2440 or e-mail her at dmm@cpuc.ca.gov by noon on May 17, so there is adequate time to advise the Commissioners' offices of the attendees.

---

#### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*



5/4/04	A00-11-038	Southern California Edison Company, for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs.
	A00-11-056	Pacific Gas and Electric Company, for emergency application to adopt a rate stabilization plan.
	A00-10-028	The Utility Reform Network, for modification of Resolution E-3527.

**Summary:** On May 3, 2004, Michael R. Hoover, Director of Regulatory Policy and Affairs at Southern California Edison Company (SCE), provided a copy (attached to the notice) of the Los Angeles Times article, via electronic mail, to Michael S. Campbell, advisor to Cmmr. Lynch, Julie A. Fitch, advisor to Pres. Peevey, David M. Gamson, advisor to Cmmr. Brown, Ross G. Lajeunesse and Brian C. Prusnek, advisors to Cmmr. Kennedy, and Manuel Ramirez, advisor to Cmmr. Wood.

**Filer:** Southern California Edison Company

**Contact:** Henry Romero

**Phone:** (626) 302-4124

**Email:** henry.romero@sce.com

**Summary:** On May 4, 2004, Bruce C. Foster, Vice President of Regulatory Operations at Southern California Edison Company (SCE), provided copies (attached to the notice) of the documents filed with the Commission to Pres. Peevey, Cmmrs. Brown, Kennedy, and Wood, Michael S. Campbell, advisor to Cmmr. Lynch, Julie A. Fitch, advisor to Pres. Peevey, David M. Gamson, advisor to Cmmr. Brown, and Steven Weissman, advisor to Cmmr. Wood.

**Filer:** Southern California Edison Company

**Contact:** Henry Romero

**Phone:** (626) 302-4124

**Email:** henry.romero@sce.com

5/6/04	I02-11-040	Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas & Electric Company, Southwest Gas Company, Pacific Gas and Electric Company, and Southern California Edison Company and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001.
--------	------------	--

**Summary:** On May 3, 2004, Alan Z. Yudkowsky, representing Sempra Energy Trading Corp. (SET), met with Cmmr. Wood in San Francisco. Also present were Manuel Ramirez, advisor to Cmmr. Wood, and Alvin S. Pak, on behalf of SET. Pak and Yudkowsky discussed the discovery process, the status of discovery, the procedural schedule, and the role of Southern California Edison Company in this proceeding.

**Filer:** Sempra Energy Trading Corp.

**Contact:** Alan Z. Yudkowsky

**Phone:** (310) 556-5800

**Email:** ayudkowsky@stroock.com

5/7/04	A02-11-017	Pacific Gas and Electric Company, for authority, among other things, to increase revenue requirements for electric and gas service and to increase rates and charges for gas service effective January 1, 2003.
	I03-01-012	Commission Order Instituting Investigation into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company.
	A02-09-005	Pacific Gas and Electric Company (U 39-E), pursuant to Resolution E-3770 for Reimbursement of Costs associated with delay in implementation of its New Customer Information System caused by the 2002 20/20 customer rebate program.

**Summary:** *THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON MAY 3, 2004, AND APPEARED IN THE CALENDAR OF MAY 10, 2004.* On April 29, 2003, Marc Joseph, attorney for the Coalition of California Utility Employees (CUE), participated in

an all-party meeting with Cmmr. Wood in San Francisco. Also present were Manuel Ramirez and Steven Weissman, advisors to Cmmr. Wood, Mark Pocha for the Office of Ratepayer Advocates, Karen Tomcala, Patrick Golden and Lise Jordan for Pacific Gas and Electric Company (PG&E), Bob Gnaizda for the Greenlining Institute, James Weil for Aglet Consumer Alliance, Matt Freedman for The Utility Reform Network, and Diane Fellman for the Diablo Canyon Independent Safety Committee. Written material (attached to the notice) was used. Joseph stated that the proposed decision (PD) on storm and reliability issues should be modified to establish the standard of reasonable performance at the levels that the PD calculated based on the reliability improvements being funded in the general rate case, rather than at historic performance levels. Joseph also stated that PG&E should be given performance incentives analogous to those for Southern California Edison Company and San Diego Gas & Electric Company, but that according to the PD, no additional revenue was required for PG&E to be able to improve its performance.

**Filer: Coalition of California Utility Employees**

**Contact: Bonnie Heeley**

**Phone: (650) 589-1660**

5/10/04

R01-10-024

Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.

**Summary: LATE FILED.** On May 3, 2004, Joseph Rowley, Vice President, Asset Management, Sempra Energy Resources (SER), met with Cmmrs. Wood and Brown in an all-party meeting in San Francisco. Also present were David Gamson, advisor to Cmmr. Brown, Steven Weissman, advisor to Cmmr. Wood, and Alvin S. Pak, Director, Regulatory Policy & Analysis, Sempra Energy Global Enterprises. Rowley and Pak stated that the Palomar Energy Project (Project) and the associated turnkey contract emerged as the clear least-cost, best-fit winner of the San Diego Gas & Electric Company Grid Reliability Request for Proposals (RFP). Pak indicated that TURN/UCAN's proposal to condition approval of the contract upon renegotiation of the California Department of Water Resources-SER contract was inappropriate, and further that the proposal was unnecessary. Rowley articulated the several unique and substantial attributes of the Project that allowed the project to win the RFP. Rowley stated that SER supported Pres. Peevey's alternate decision because it addresses the issue of franchise fee payments to the City of Escondido.

**Filer: Sempra Energy Resources**

**Contact: Adrian Sullivan**

**Phone: (619) 699-5097**

**Email: [asullivan@sempra.com](mailto:asullivan@sempra.com)**

5/12/04

A02-11-044

San Gabriel Valley Water Company, for authority to increase rates charged for water service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006.

**Summary:** On May 10, 2004, Nathaniel Cole, Financial Examiner of the Office of Ratepayer Advocates (ORA), met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Also present were Travis Foss, counsel, ORA, and Tayeb Mogri of the Water Division. ORA discussed whether or not condemnation proceeds received by the Respondent from the County of San Bernardino should be dealt with now or in a future proceeding, taking the position that the determination of the proceeds should be determined in this proceeding. ORA provided an explanation of and recommendation for the determination of these condemnation proceeds, taking the position that these proceeds should be treated similarly to advances or contributions from developers and the treatment facilities that were built with the proceeds should be placed into rate base, or in the alternative, that the Respondent should create a memorandum account to track the proceeds.

**Filer: Office of Ratepayer Advocates – Foss**

**Contact: Sue Muniz**

**Phone: (415) 703-1858**

**Email: [sam@cpuc.ca.gov](mailto:sam@cpuc.ca.gov)**